

AUG 05 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REVOCATION OF PRIOR POWERS OF ATTORNEY AND APPOINTMENT OF NEW  
POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST

As assignee of record of the entire interest of the following identified applications:

| Application Number | Filing Date | First Named Inventor | Art Unit | Examiner        | Attorney's Docket | Record of Assignment (Reel/Frame)                      |
|--------------------|-------------|----------------------|----------|-----------------|-------------------|--|
| 09/586,307         | 06/02/2000  | ROTH                 | 3764     | Victor K. Hwang | 201183.00002      | Copy Attached  |
| 10/250,841         | 07/08/2003  | ROTH                 | 3764     | D. D. Demille   | 201183.00005      | 014824/0861<br>07/08/2003<br>014811/0181<br>07/07/2003 |
| 29/201,453         | 03/16/2004  | SINCE                | 2912     | Daniel Bui      | 201183.00033      | 015108/0824<br>03/16/2004                              |

## REVOCATION OF PRIOR POWERS OF ATTORNEY

all powers of attorney previously given for the above identified applications are hereby revoked; and

## NEW POWER OF ATTORNEY

I hereby appoint the following attorneys and/or agents to prosecute and transact all business in the Patent and Trademark Office connected therewith.

All Attorneys and Agents associated with  
**Customer Number 021324**

## SEND CORRESPONDENCE TO:

Customer No. 021324  
Hahn Loeser + Parks, LLP  
One GOJO Plaza  
Suite 300  
Akron, Ohio 44311-1076

## DIRECT TELEPHONE CALLS TO:

Phone: 330 864 5550

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AUG 10 2005

**Assignee of the Entire Interest:**  
Midtown Technology, LTD  
6200 Euclid Avenue  
Suite 211  
Cleveland, Ohio 44103

**ESTABLISHING RIGHT OF ASSIGNEE TO TAKE ACTION PER 37 C.F.R. § 3.73(b)**

Documentary evidence of a chain of title from the original owner to the assignee is recorded in the assignment records of the U.S. Patent and Trademark Office on Reel and Frame Numbers referenced above, or as indicated in the attached copies as referenced above.

The person signing below is authorized to act on behalf of the assignee.

Date: 7/27/05

Signature Rochelle Roth

Midtown Technology, LTD

Name: Rochelle Roth

Title: President

AUG-05-2005 16:06

HAHN, LOESER & PARK, LLP

P.04/06

FORM PTO-1595  
(REV 6-93)

**FORMATION FORM COVER SHEET  
PATENTS ONLY**

AUG 05 2005

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

OMB No. 0651-011 (exp. 4/94)

RRTHP0102US

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

**1. Name of conveying party(ies):**

ROTH, Rochelle B.  
SMITH, Brian  
BRAZIS, William  
RAMSEY, Roger H.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

**3. Nature of conveyance:**

☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: 5-30-00

**2. Name and address of receiving party(ies):**

Name: MIDTOWN TECHNOLOGY

Internal Address: \_\_\_\_\_

Street Address: 6200 Euclid Avenue, Suite 2111

City: Cleveland

State/Country: OH ZIP: 44103

Additional name(s) & address(es) attached? ☐ Yes ☒ No

**4. Application number(s) or patent number(s):**

If this document is being filed together with a new application, the execution date of the application is: 5-30-00

A. Patent Application No.(s)

B. Patent No.(s)

Additional Numbers attached? ☐ Yes ☒ No

**5. Name and address of party to whom correspondence concerning document should be mailed:**

Name: Cynthia S. Murphy

Internal Address: Renner, Otto, Boisselle & Sklar

Street Address: 1621 Euclid Avenue, 19th Floor

City: Cleveland

State: OH ZIP: 44115

**6. Total number of applications and patents involved: [ 1 ]**

7. Total fee (37 CFR 3.41) .....\$ 40.00

☒ Enclosed

☐ Authorized to be charged to deposit account

**8. Deposit account number:**

18-0988

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

**9. Statement and signature.**

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Cynthia S. Murphy

Name of Person Signing

Cynthia S. Murphy

Signature

6-2-00

Date

Reg. No. 33,430 Total number of pages including cover sheet attachments, and document: [ 2 ]

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

RENNER, OTTO, BOISSELLE &amp; SKLAR

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant or Patentee: Rochelle Roth Attorney's Docket No. RRTHP0102US  
Serial or Patent No. Unknown  
Filed or Issued: Herewith  
For: MASSAGE DEVICE

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS**  
**(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☒ the owner of the small business concern identified below:  
☐ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN Midtown Technology  
ADDRESS OF CONCERN 6200 Euclid Avenue, Suite 211, Cleveland, Ohio 44103

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under §41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, the number of employees of the business concern is the average over the previous fiscal year of the concern of the person employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year; and concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the above entitled invention described in

- ☒ the specification filed herewith  
☐ application serial no. \_\_\_\_\_, filed \_\_\_\_\_  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed in the ☐ Appendix hereto, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Rochelle B. Roth

ADDRESS OF PERSON SIGNING 2751 Chesterton Road, Shaker Hts., Ohio 44122

SIGNATURE Rochelle B. Roth DATE 5/25/00

C.FRM (8/97)

**ASSIGNMENT**

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, each undersigned inventor has sold and assigned, and by these presents hereby sells and assigns, unto **MIDTOWN TECHNOLOGY, 6200 Euclid Avenue, Suite 211, Cleveland, Ohio 44103**

|            |                       |                          |                     |                   |
|------------|-----------------------|--------------------------|---------------------|-------------------|
| name and   | Rochelle B. Roth      | Brian Smith              | William Brazis      | Roger H. Ramsey   |
| address of | 2751 Chesterton Rd    | 1525 Kew Rd              | 3364 S. Weymouth Rd | 871 Merriman Rd   |
| assignee   | Shaker Hts., Oh 44122 | Cleveland Hts., Oh 44118 | Medina, Ohio 44256  | Akron, Ohio 44303 |

(hereinafter ASSIGNEE) all right, title and interest for the United States, its territories and possessions in and to his invention relating to

title of  
Invention

**MESSAGE DEVICE**

**BEST AVAILABLE COPY**